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Secure Site Units

All units work together to provide agencies access to Criminal History Record Information (CHRI) from the Secure Site.



- Access and Dissemination Bureau
 - Fingerprint Services Unit
 - Criminal History Inquiry Unit
 - Billing Unit
 - ADB Support Unit
- Compliance and Training Bureau
 - Non-Criminal Justice Audit and Training Unit



These all the units that would together to make sure we can assist you.

- Fingerprint Services Unit: Helps with fingerprint rejects, problems with the FACT clearinghouse, service codes and FRB status problems.
- Criminal History Inquiry Unit: Open/Closes accounts, adds/removes users, unlocks accounts, helps with legislative authority.
- Billing Unit: Billing issues if your agency gets billed.
- ADB Support Unit: Fingerprinting vendors, locations, complaints, suggestions.

Laws And Policies

411 Texas Government Code



- GC §411.084 Use of Criminal History Record Information
 - (a-1) The term "criminal history record": The information contained, wholly or partly, in a document's original form or any subsequent form or use
 - (c) An agency or individual may not confirm the existence or nonexistence of criminal history record information to any person that is not eligible to receive the information
- GC §411.085 Unauthorized Obtaining, Use, or Disclosure of Criminal History Record Information; Penalty.
 - Class B Misdemeanor
 - · Second Degree Felony
- Do you know your 411 Texas Government Code?
 - 411.097 statute grants your agency access to the DPS Secure Site for the retrieval of restricted criminal history record information (CHRI)
 - https://statutes.capitol.texas.gov/

Your Texas government code is 411.097 it is a good idea to print this code or save it in a DPS non criminal justice

folder: https://statutes.capitol.texas.gov/Docs/GV/htm/GV.411.htm#411.097

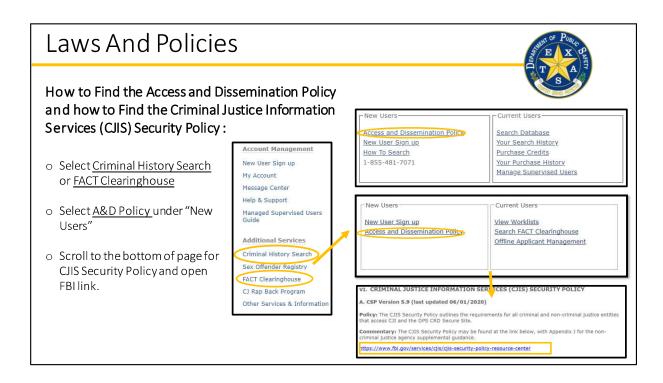
Laws And Policies

Access and Dissemination Policy – Located on the Secure Site and the Launch Pad

- Access by Criminal and Non-Criminal Justice Entities
 - Legislative Authority for Criminal and Noncriminal Justice Entities' Access
 - Agency User Agreements
- · Personnel Security
 - Authorized Users
 - User Identifier
 - Personnel Sanctions
- Facility And Information Security
 - Facility Security Standards
 - Physical Protection
 - Information Security Standards
 - Media Protection

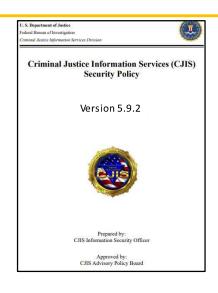
- · Criminal History Record Information
 - Obtaining, Use and Dissemination of Criminal History Record Information
 - Dissemination is **Restricted**
 - FACT Clearinghouse Subscriptions
 - Unsubscribe to individuals who are no longer associated with the agency within 72 hours.
- · In cident Response Policy
 - Reporting Security Events
- · Criminal Justice Information Services (CJIS) Security Policy
 - CSP Version 5.9.2
 - Security Audits

The FBI requires that DPS has security policies that is the Access and Dissemination Policy the FBI also requires you to have policies, these are different policies that your agency should have in place if your are access CHRI. We have a sample in our CJIS launch pad you also have to have an incident reporting form in place. CJIS Launch Pad https://texas.cjisapps.com/noncrim/launchpad/cjisdocs/docs.cgi



This is where you find the access and dissemination policy that outlines the minimum standards for security, make sure all your users and IT know what this is. The link is open to the public and at the very bottom of the policy you will find a link to the CJIS security policy which will give you a more detailed view at certain aspects.

Laws And Policies



CJIS Security Policy

- Is provided by the FBI for all agencies with access to CHRI.
- The Access and Dissemination Policy cites the CJIS Security Policy.
- The FBI along with DPS will audit agencies.

This is the FBI Security policy it outlines the minimum standards for security, anyone who access Fingerprinting (FACT) should be aware of for their future audits. Some of the polices you want to review are for example an Outsourcing Agreement, FIPS 140-2, and CJIS Security Awareness Training. https://le.fbi.gov/cjis-division/cjis-security-policy-resource-center

Laws And Policies

CJIS Policies – Sample Policy is Available



- Agencies will need to implement the following:
 - Policy for the discipline of CJIS violators. (CSP 5.12.4)
 - Physical protection policy to ensure Criminal Justice Information (CJI) is secured. (Access to secure areas) (CSP 5.9)
 - Protection and procedures policy to ensure digital and physical media in all forms is secured (CSP 5.8)
 - Policy and procedures for the sanitization and destruction of electronic media (CSP 5.8.3)
 - Policy and procedures for the disposal and destruction of physical media (CSP 5.8.4)
 - Incident response policy (CSP 5.3 & 5.13.5)

If you do not have policies, we have policies in our CJIS launch pad.

Laws And Policies CJIS Policies – Sample Policy is Available • Sample policy and Incident Reporting form both found on CJIS launch pad Agency INCIDENT REPORTING FORM TEXAS DEPARTMENT OF PUBLIC SAFETY CJIS LAUNCH PAD CJIS Documents Launch Pad Home PACT - Fingerprinting (9) Name Based (4) Outsourcing Standard (8) Best Practices for Electronic Storage Access & Dissemination Policy Deactivation Form CJIS Systems Access Policy DPS Secure Site Contact Information End of Life OS - Vista-XP Incident Reporting Form Management Control Agreement (Criminal Justice Only) NCJU Audit Evaluation Form NCJU Audit Packet Sample 'Written Policy' NCJU Training Evaluation Form Security Addendum (Criminal Justice Only) Secure Website Training Reference Manual

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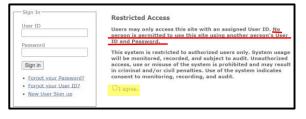
<u>Least Privilege - CJIS Security Policy 5.5.2.1</u>

- The agency shall enforce the most restrictive set of rights/privileges or access needed by users for the performance of specified tasks.
 - The agency shall implement least privilege based on specific duties, operations, or information systems as necessary to mitigate risk to CJI.
 - This limits access to CJI to only authorized personnel with the need and the right to know.





Access to Physical Media and Digital Media



- Read and select "lagree" for Restricted Access Notification.
- Only individuals who are authorized to view CHRI may have access.
- Individuals who have completed the <u>CIIS</u>
 <u>Security Awareness Training</u> are considered authorized. (FP agencies only)
- <u>Do not</u> share your credentials that grant you access to the Secure Site.

Every time you enter our secure site you are agreeing to not share CHRI with anyone unauthorized and to no share your credentials with anyone.





Acceptable Password Management

- Notebooks, locked up securely
- Excel spreadsheets with encryption
- Password managers with encryption
- <u>Do not</u> auto-save, auto-fill or share passwords.
- Memorized secret verifiers shall not permit the subscriber to store a "hint" that is accessible to an unauthenticated claimant.

Additional compliance items:

- A session lock shall be in place of 30 minutes or less.
- Computer monitors shall be positioned to prevent the unauthorized viewing of CHRI, if this is not possible privacy screen protectors shall be in place.



Physical Access to Secured Areas – CJIS SP 5.9

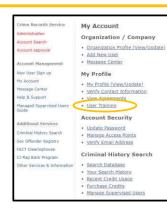
Secured Area is where the CHRI is retrieved, viewed, and stored

- Control all physical access points for secured areas
- Authenticate visitors prior to access
- Escort visitors at all times
- Control access for data closet containing the network servers
- Secure print for network printer (password)
 https://adminit.ucdavis.edu/tech-tips/how-secure-print



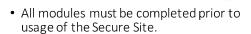
Schools are allowed to print but after you make a hiring decision you must destroy, retention is not allowed or necessary. The FACT is a live system that will update you, printing something out makes that record outdated.

Required Training



Course Description	Status	
Criminal History - 1. Introduction and Overview	PASS	Training
Criminal History - 2. Account Management	PASS	Training
Criminal History - 3. Handling Information	PASS	Training
Criminal History - 4. Name-Based Searches	PASS	Training
Criminal History - 6. FACT Clearinghouse	PASS	Training

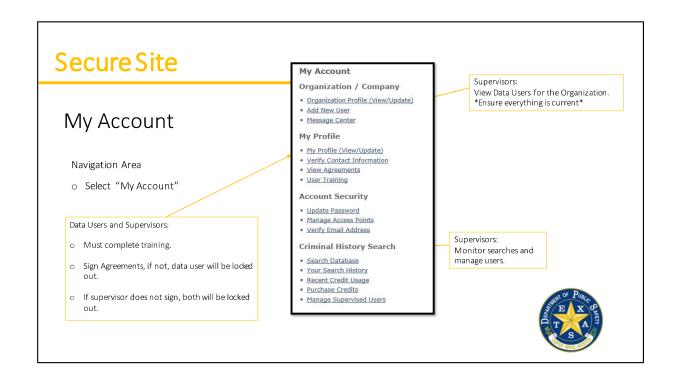
Secure Site Training Modules



- Depending on the status of the user, some will take more modules than others.
- Modules will train the user how to use the Secure Site.
- It is a one-time exam per module unless there is an update. You may review modules at anytime.



IT must have "Privileged Role" training and be fingerprinted, all users of the FACT clearinghouse along with anyone you share the information with such as your supervisors, superintendents, or principals that make hiring decisions must take "General Role" training.



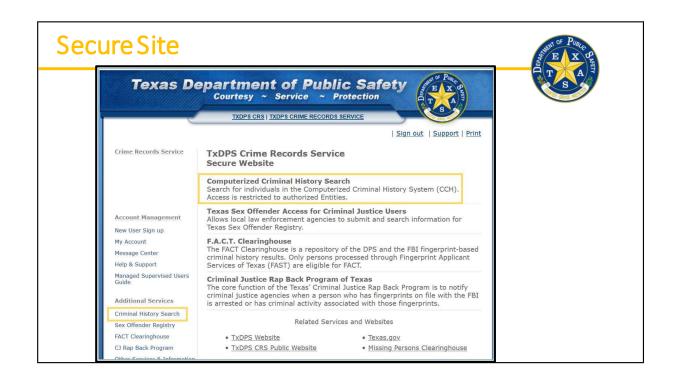
Secure Site



Supervisors – Manage Users

- My Account
 - Manage Supervised Users
 - Select Display all Accounts
 - Active data users should be "Supervised by me"
 - If data users are not supervised, they will be locked out.





Name-Based (Computerized Criminal History Search)

- Name-based searches are Soundex <u>Texas only</u> searches
- An application must be received prior to searching an individual
 - This applies to employment, volunteers, and contractors we must have documentation BEFORE the search.
- 4.2.5.1 Justification All users shall provide a reason for all III inquiries
 - Agency must keep CCH Verification forms or logs for all searches made in this system for audit purposes
 - This is <u>not</u> a consent form
- Name-based searches <u>cannot</u> be disseminated
 - Fingerprint results are a true identity
 - TXI Review



Account Management

New User Sign up

My Account

Message Center

Help & Support

Managed Supervised Users Guide

Additional Services

Criminal History Search

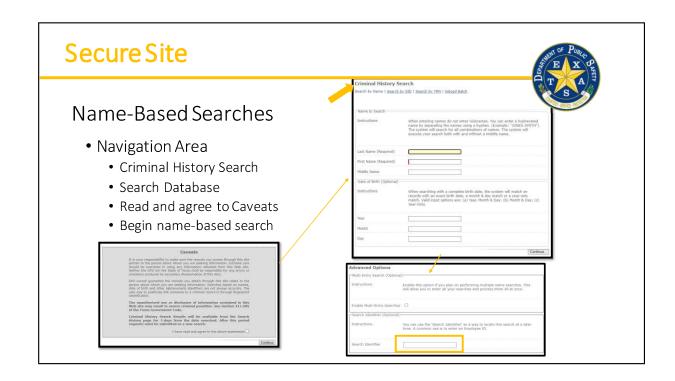
Sex Offender Registry

FACT Clearinghouse

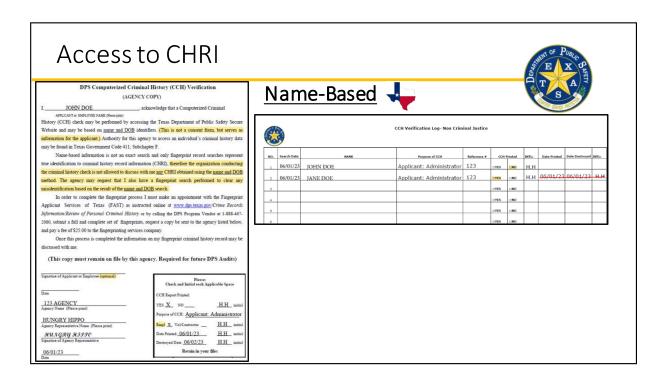
CJ Rap Back Program

Other Services & Information

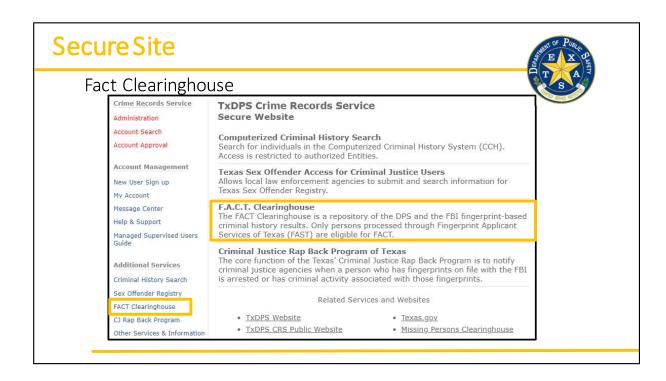
TXI reviews are an alternative to the FACT clearinghouse they are a one-time search that can be used to very identity or if the applicant wants a copy of their rapsheet.



Caveats remind you of penalties of misuse. You can't share log in and you can only use for your 411 code. Search Id: Maiden name, position, it will just be on that one record so it will show up on the search history.



- First paragraph of the CCH verification form states "This is not a consent form but serves as information for the applicant."
- On the CCH Verification form the signature of the applicant is optional. Everything else on that form MUST be filled out.
- On the CCH Verification log everything must be filled out. Can be kept electronically.

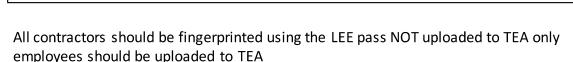


Fact Clearing house: It is fingerprinting even if you use the name to search feature.



Fingerprinting

- Please ensure to use the correct Service Code & ensure your agency's Service Code is not shared or online.
- For all contractors must use Local Education Entity (LEE) pass do not upload to TEA
- A completed application must be received prior to fingerprinting an individual
- Results may not be disseminated to unauthorized individuals
- You may only disseminate **fingerprint results** to the individual of the record
 - Recommend having a release form
 - In person
 - Certified Mail
 - <u>Do not</u> disseminate over the phone
 - Do not send by email unless encrypted
- Your agency will receive FBI results and live Texas CHRI
- Unsubscribing to the individuals who are no longer with the agency is a requirement.
 - GC § 411.0845
 - Un subscribe within 3 business days per the Access & Dissemination Policy, have procedures to unsubscribe within 3 business days to contractors & substitute teachers.







Fingerprinting

- Volunteers:
 - Make sure you have an application, that application must show a date when their volunteering ends and make sure you unsubscribe within 3 business days of separation. Due to the complexity of this requirement, we recommend only running CCH on volunteers and logging the search in a CCH verification form or log.
- · Contractors:
 - School districts or charter school must be fingerprinted before beginning work, if the contractor
 - 1) will have continuing duties related to the contracted services, and
 - 2) will have the opportunity for direct contact with students.
 - Pursuant to §22.08341(c), the requirement <u>does not apply</u> to a contractor that performs construction, alteration, or repair of an instructional facility if the contractor uses separate sanitary facilities, installs a barrier fence, and has a policy that employees may not interact with students or enter areas used by students.
 - Schools may fingerprint a contractor and/or contractor's employees using the Local Education Entity (LEE) Fast Pass option. In this situation, all districts and charters will be able to view individuals printed with the LEE pass, and also create subscriptions in the DPS FACT Clearinghouse under the authority of TGC 411.097/Public Law 92-544. **DO NOT SHARE CHRI WITH CONTRACTORS**

All contractors should be fingerprinted using the LEE pass NOT uploaded to TEA only employees should be uploaded to TEA if you do not have a LEE pass please contact our fingerprint service unit.

For contractors the "and" in the statue means they have to meet both conditions:

- 1. Continuing duties it can not be a one time service, it has to be recurrent and continuing.
- 2. Will have the opportunity for <u>direct contact</u> with students.

Security and Storage

OF PUBLIC OF REPT

Physical Media

- Printed and stored CHRI will need to be locked at all times. Only <u>a uthorized individuals</u> shall have keys for locked CHRI.
 - **Do not** keep/store any physical CHRI, we recommend disposing once your decision has been made. FACT Clearinghouse is live data, storage is not necessary/recommended.
 - Do not comingle CHRI in personnel files.
 - **Criminal History Record Information (CHRI)** A subset of CJI. Any <u>notations</u> or other written or electronic evidence of an arrest, detention, complaint, indictment, information or other formal criminal charge relating to an identifiable person that includes identifying information regarding the individual as well as the disposition of any charges
 - Do not keep any kind of log tracking an individual's criminal history search results.
 - Do not keep any file management with notations about criminal history.
 - Do not keep any "passed or failed criminal history check" lists or checklist
 - If you keep any of the listed, you must treat them as CJI and retain/secure according to your statue (411.097) and CJIS SP.

Security and Storage

Digital Media – Part 1:

- State of Texas CJIS Security Policy
 The Texas Department of Public Safety (DPS) embraces the FBI CJIS Security Policy (CSP) as the security policy for the State of Texas
- System Updates
 All components of IT systems with CJIS connectivity shall be updated with all available Security Hot fixes,
 Updates and Patches within 30 days of availability. This applies to workstations, servers, laptops, switches,
 routers, and all other managed IT equipment
- End of Life Equipment
 All IT systems with CJIS connectivity shall be replaced within 6 months of becoming "end of life", or no longer supported by the manufacturer with Security Hot fixes, Updates and Patches. Windows Vista, Windows XP, Windows 7, and Windows 8 are EOL-End of Life, they shall not be used for access and storing CHRI. (CSP 5.10.4.1) macOS 10.15 (Catalina), macOS 10.14 (Mojave), macOS 10.12 (Sierra) and older are EOL-End of Life, they shall not be used for access and storing CHRI. (CSP 5.10.4.1)
- Will need to be fingerprinted and have the appropriate CJIS security awareness training. If they are a 3rd party contractor they will need to be vetted with an outsourcing standard agreement.

Security and Storage

Digital Media – Part 2:

- T S A
- Apply routine patches to all software or components in a timely manner (CSP 5.10.4.1)
- Do not access Secure Site from public computers and personal devices
- If the Secure Site is accessed by mobile devices (Laptops) from the agency, implement the following:
 - VPN Virtual Private Network (Laptops)
 - Restrict Wi-Fi
 - Monitor and control wireless access
 - Application that prevents CJI to be shared on personal applications (Facebook, Twitter, etc.)
 - Application for IT personnel to disable wireless device if lost or stolen
 - Mobile Device Management (Smartphones and Tablets)
 - 5.5.6.1: BYOD (bring your own device) Shall have agency established and documented terms and Conditions and controlled per CJIS 5.13 requirements

Library, hotel, personal computers – NO Working from home – work computer, VPN, Level 1, photos & layout WatchGuard

Sanitization and Destruction

Physical Media

- Destroy after hiring decision has been made
- Shred, pulverize, or incinerate printed CHRI
- Destruction shall be done or witnessed by authorized individuals, otherwise an Outsourcing Standard Agreement shall be in place

Digital Media

- Sanitize or destroy all digital media containing CJI when it's inoperable or will no longer be used by the authorized agency
 - Computers
 - Laptops
 - Tablets
 - Smartphones
 - Network Printers
- Sanitization and Destruction shall be done or witnessed by authorized individuals
- <u>Do not</u> store anything from the FACT Clearinghouse electronically

This is all required to be in your agency's CJI Policy - in the FBI Sample Policy in the Launch Pad that you may adopt

Check your statute for retention – preferably, do not save – live in FACT

3rd party is not to shred onsite UNLESS witnessed by authorized personnel, cameras do not qualify

If taken offsite to shred, OS needed – all contractor employees to be FP through personal review – not your SC for schools – expensive

So options are to remove hard drives when necessary and physically destroy – check copier contracts for additional fees

For individuals no longer with agency, purge information unless required for retainage by your regulatory agency

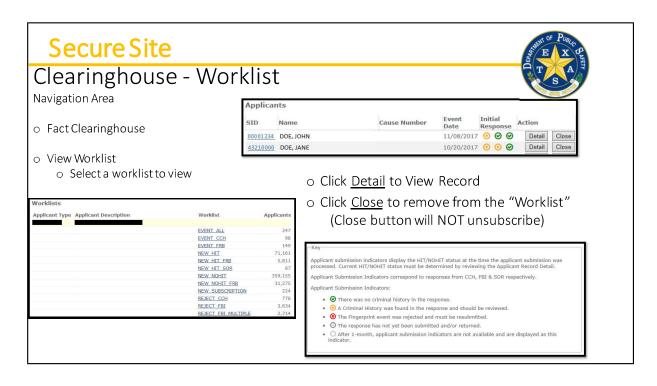
Outsourcing Standard Agreement

- All outsourced vendors will have to be vetted through TX DPS and become CJIS Security Policy approved
- The following will need to be in place for an Outsourcing Standard
 - Written Request Letter
 - A completed Outsourcing Standard Agreement
 - Copy of the contract with the vendor
 - Copy of your Agency policies; documented processes your agency will use to demonstrate a regular audit review of the contractor
 - Vendors will need to be fingerprinted & take CJIS security awarness training
- After outsource vendors are approved, agency will have to
 - Conduct an audit within 90 days of the Outsourcing Standard Agreement approval date
- <u>Depending on the services, an Outsourcing Standard Agreement can be prevented if authorized agency personnel performs or witnesses the service.</u>

Information in the Launch Pad
To be done prior to using vendor / contractor
3rd party IT or shredding companies
Fingerprinting for school contractors – cannot use Service Code – Personal Review
Strict protocol – change employees notification within 24 hours
*It is much easier to not do the above

Copy of your Agency policies; documented processes your agency will use to demonstrate a regular audit review of the contractor

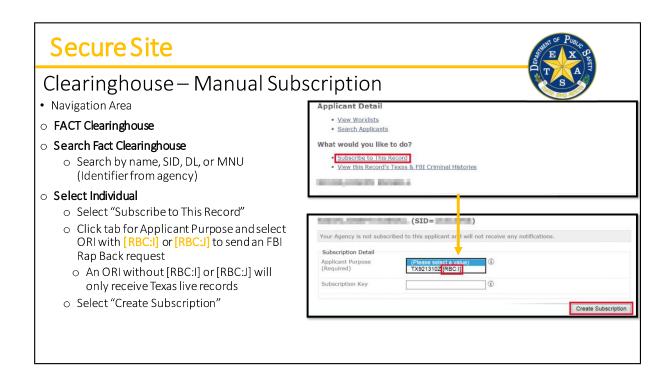
Audits coming soon!!!!



Worklist: Think of the worklist as a notification center or email inbox. When you go in there is a lot of different individuals, this is taking and showing everybody that came into your account. Whether they are getting pulled in or new fingerprinting. You need to open each one, view criminal history and close the notification or unsubscribe. After one month the circles are going to go gray. You need to make sure you get the records and verify them. The close button does not unsubscribe it just closes the notification/message they will still be in the subscription list.



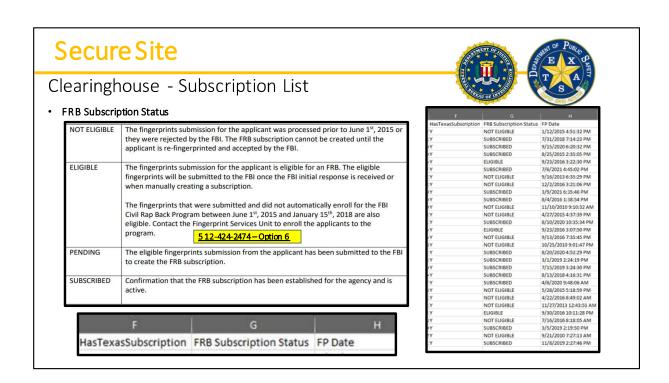
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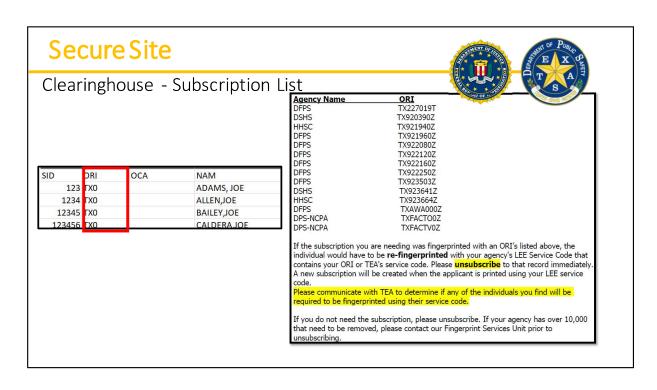
If you have an applicant that has been previously fingerprinted by a school district you might be able to manually subscribe without having to send them to go get fingerprinted. What you will do is search for them and pick an applicant purpose that has RBC:I or RBC:J this indicates that the fingerprints are eligible for FBI records. If you just see an ORI such as "TX921310Z" instead of "TX921310Z[RBC:I]" this means you are only receiving texas records.



In order to get to your full subscription list you will follow these steps. In this same link you can find a guide to mass unsubscribe in a "batch"

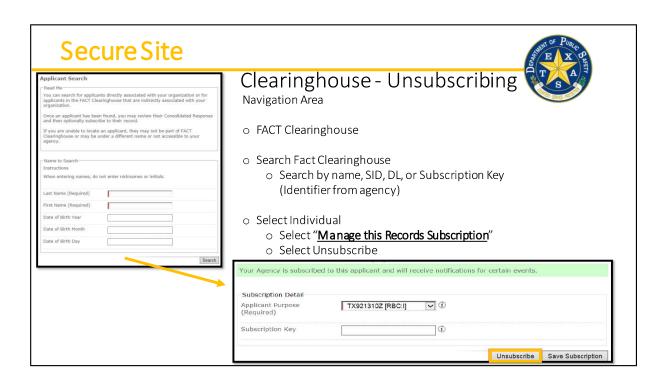


You need to address all the names on your list that have a "Pending" status by calling FSU and you will have to get "Not Eligible" status individuals re-fingerprinted.

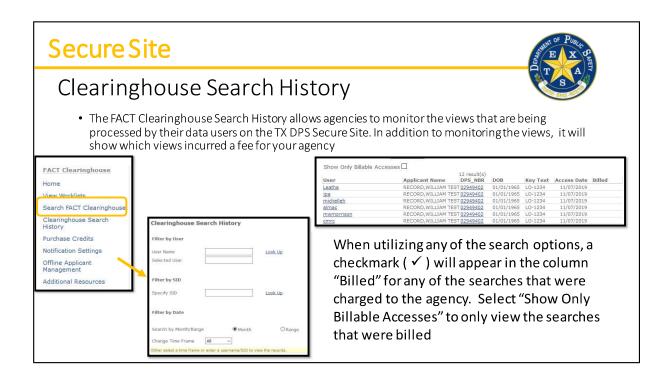


Make sure to check all the ORI's on your list if you see any of the ORI's listed above you will need to contact our Fingerprint Service Unit to remove them and you will need to have those individuals re-fingerprinted.

If they are employees use your service code and upload to TEA if they are contractors use your LEE service code.



This is how you unsubscribe. The easiest is SID number confirm picture and detail and then unsubscribe.



This is the way you can see what everyone on the account is doing. Do not look for anyone other than your employee that will be working on a current school contract If you lookup & do not subscribe, you must have documentation for reason.

Easiest way to read it is – by date

Audit

- TX DPS and FBI Audit Every 3 years
- 2 Types of audits
- Onsite
 - Split into 2 parts:
 - 1. Electronic part
 - Electronic questionnaire, electronic records verification, supporting docs requested by auditor
 - 2. Onsite part.
 - Onsite Inspection
- Electronic Audit
 - All information will be submitted to auditor electronically and will require additional items, an example of this is these
 audits require pictures of secure areas, workspaces and floor layout.
- Who Should Attend Onsite Audit?
 - Account Supervisor for Secure Site
 - Data Users (<u>optional</u>)
 - IT personnel (optional)
 - If needed, you may include individuals who make the decisions for the agency. (example: Directors, Managers, and Supervisors)
- Time Frame for Audit
 - An onsite audit will average 2 hours long.
 - It can last longer if the agency has additional questions or requires additional training.
 - The <u>electronic</u> process will be assigned a 7-business day deadline to respond to the audit findings.

Onsite:

E audit submitted Documentation

Policy

E audit also need sent:

Layout / photos



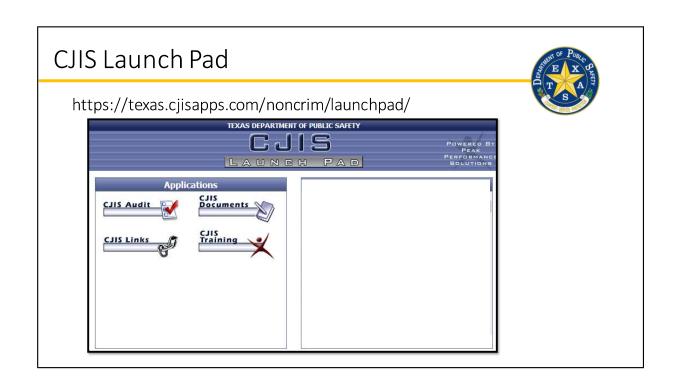
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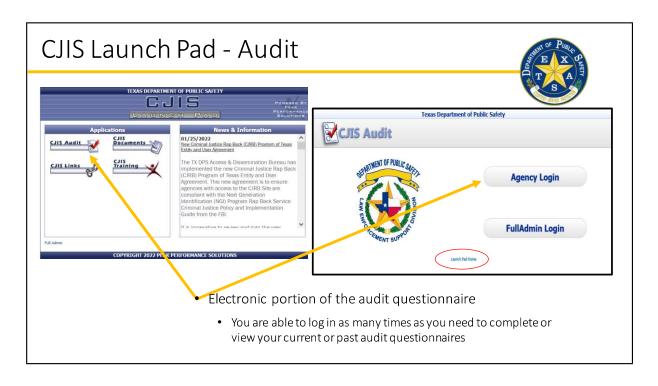
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<u>Compliance Tips</u>

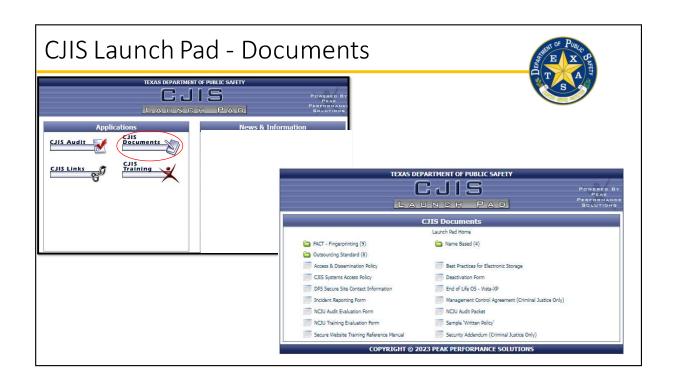
- Become familiar with the CJIS Launch Pad
- Have policies regarding the use of CHRI per the Access & Dissemination Policy and the CJIS Security Policy
- Take the required trainings
- Keep justification of why CH was searched for a minimum of 3 years (audit to audit)
- Ensure the security of physical and electronic CHRI

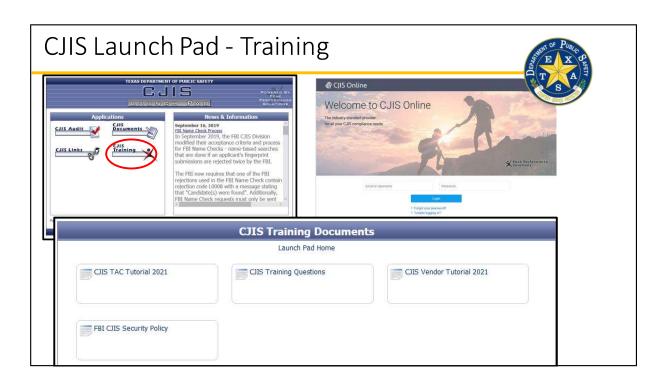






To documents & Electronic Audits





Has TAC Tutorial

After first test completed – system will take over notifications

Training is on a separate database from the SS & does involve testing every 2 years

Compact council – DOJ – FBI – Enforcement by FBI & State

Required of all individuals with access to FBI CJI in any form or format

If failed, questions will be different on next try

Recommend - Should be part of original hiring process for those individuals or contractors

(IT before they access computer systems)



Crime Records Link



http://www.dps.texas.gov





Secure Site Contacts

Criminal History Inquiry Unit

Email: NCJU@dps.texas.gov Phone: 512-424-2474, option 1

Audit and Training Unit

Email: CJIS.Audit@dps.texas.gov Phone: 512-424-2474, option 3

Billing Unit

Email: CRS.Billing@dps.texas.gov Phone: 512-424-2474, Option 4

ADB Support Unit

Email: ADBSUPPORT@dps.texas.gov Phone: 512-424-2474, option 5

Fingerprint Services Unit

Email: Fingerprint. Service@dps. texas. gov

Phone: 512-424-2365, Option 6



Leave us a Review!



